



ARIZONA STATE BOARD OF DENTAL EXAMINERS

4205 North 7th Avenue, Suite 300 • Phoenix, Arizona 85013

Telephone (602) 242-1492 • Fax (602) 242-1445

www.azdentalboard.us

MEETING OF THE ARIZONA
STATE BOARD OF DENTAL EXAMINERS
MINUTES OF THE BOARD MEETING
FEBRUARY 3, 2012

Board Members Present:

Gregory A. Waite, DDS, President
Scott W. Morrison, DDS, Vice President
Laurie A. Buckles, RDH
Gary M. Gradke, DDS
Robert H. Foster, DDS
Michael R. Hauer, DDS
D. Benjamin Whiting, DDS
Mr. Joshua Greer
Mr. Charles E. Jackson

Board Members Absent:

Mr. Jason D. Farnsworth

Staff Present:

Ms. Elaine Hugunin, Executive Director
Ms. Nancy Chambers, Deputy Director
Ms. Mary Williams, Assistant Attorney General
Ms. Terry Bialostosky, Investigations Supervisor
Ms. Sherrie Biggs, Licensure Manager
Ms. Yvonne Barron, Program/Project Specialist
Ms. Jaclyn Warren, Legal Administrator
Ms. Monica Crowley, Legal Assistant
Ms. Nancy Elia, Licensure Administrator

NOTICE:

Roll Call votes are recorded and provided as an attachment to these minutes pursuant to A.R.S. §32-3205 which reads "If a disciplinary action requires a vote of Board members, the health professional regulatory Board shall conduct that vote by roll call. The Board shall maintain a record of each member's vote. This section does not prohibit a Board from using a Consent Agenda."

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GENERAL BUSINESS

Agenda Item No. 1 - Call to Order and Introductions

Dr. Waite called the meeting to order at 8:03 a.m.

Agenda Item No. 6 – Members of the Public

Complainant JS was present and spoke about case no. 201100209 (Agenda item 17E).

Complainant LK was present and spoke about case no. 201100192 (Agenda item 18A).

Complainant BV was present and spoke about case no. 201100151-ED (Agenda item 25A).

Complainant GK was present and spoke about case no. 201100176-ED (Agenda item 25C).

Complainant KO was present and spoke about case no. 201100160 (Agenda item 17B).

Agenda Item No. 2 - President's Report

- A. Appointment of committee to review Board's administrative rules on continuing education.

Dr. Waite stated that the committee is considering Dr. Foster as Chair with Patricia Price RDH, Marjorie Reveal RDH, Don Altman DDS, Philip Johnson DDS, David Fishman, dentist, and Kevin Earle, Executive Director of the Arizona Dental Association.

- B. Review, discussion and possible action regarding the appropriate level of supervision under which dental assistants should apply topical fluoride and sealants.

Dr. Waite stated that there are sealant based programs or mobile units where hygienists and dental assistants provide these services. Statutes state that fluoride treatments and sealants should be done under direct supervision. The board discussed if they could be done under general supervision. Dr. Hauer would support general supervision for varnish and sealants. Dir. Hugunin reminded the Board that this is currently a rule. Dr. Waite commented that some nurses do this at the Nursing Board. Most assistants are on the job trained whereas nurses and hygienists are trained in schools and licensed. Ms. Buckles stated there is a significant difference in background and knowledge. She would like to look at both separately. Dr. Morrison agreed that certain procedures should have direct supervision but he does not believe these services require it. Dr. Foster had a concern about the dosage of fluoride and would hope that there would be some kind of training. Ms. Buckles asked how the Board can ensure that the training is adequate if the Board keeps lowering their educational standards. Dr. Waite stated he has been practicing for 25 years and has never seen any harm caused by fluoride. Ms. Buckles responded that when she was a director at the Office of Oral Health, there were complaints about the sealants that were being done in the school-based program. Dr. Waite stated there has never been a documented problem that fluoride has harmed the public. Ms. Buckles is less concerned with varnish as opposed to sealants. Currently, licensed professionals are able to provide these services but the ADA is looking at bringing in mid-level providers. As a Board, they have a duty to protect the public. Dr. Hauer stated that the dentist is still responsible whether it be under direct or general supervision.

Emma Violante, RDH, President of the Dental Hygienist Association, agrees with Ms. Buckles that there is an educated license insurable available. She advocates for

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education and licensure because that gives the public a route for recourse. These are not technically challenging procedures but there can be risks. There is a wide range of expertise and many are trained on the job. Some of the students are marginally trained as to procedures and risks. Dr. Waite stated they are not lessening the educational aspect as the dentist is still responsible. Mr. Jackson stated that not every dental office employs hygienists so this does not allow the doctor responsibility from general supervision.

Jan Grutzius, RDH stated she has been a dental hygienist for 25 years. In the private sector there are decisions that need to be made pertaining to sealants but it is different in the public sector. She does not have as much of an issue with the fluoride. The students have to take a class on it. As hygienists, they had to add it to their scope of practice as they were not allowed to perform it in the past. Sealants are different because they are procedures. There are times when you need a licensed professional's direct supervision. As far as billing goes, AHCCCS will not reimburse for a sealant unless diagnosed by a dentist and placed by a hygienist. Ms. Chambers stated that just like hygienists, the dental assistants would still have to work under a treatment plan that was developed by the dentist. Mr. Greer asked how this would protect the public. Dr. Waite stated it is hindering services in the dental office. Dr. Hauer stated that when a dentist has a day off, the assistant could still perform these services. Ms. Buckles stated they need to prevent problems, not react to them after they already occurred.

Sharon Zastrow, RDH asked what or who is going to benefit from this change. Dr. Waite stated he has had people approach him about this issue. Ms. Zastrow stated the Board is dealing with the lowest common denominator. It is understood the way it should be done, and what is actually being done. Protecting the public from the lowest common denominator because not all dentists are morally ethical is important. Ms. Buckles stated that an assistant may place a sealant over rampant caries on a child without direct supervision. Ms. Zastrow stated there will always be people who do not practice appropriately and pass their poor training onto the assistants. Kevin Earle, Executive Director of the Arizona Dental Association, suggested they refer this issue to a committee.

Upon MOTION by Mr. Jackson, second by Dr. Waite, the Board voted to CHANGE the rule to allow assistants to do sealants and varnish from under direct to general supervision. Dr. Foster, Dr. Gradke, Ms. Buckles, Mr. Greer, and Dr. Morrison OPPOSED. MOTION FAILED.

The Board took no action.

- C. Review, discussion and possible action regarding required examination for dental assistants to do coronal polishing.

Emma Violante, RDH, stated that she always advocates for the patient to make sure there are qualified, competent individuals providing care in order to protect the public.

Dr. Waite stated that to do coronal polishing currently, dental assistants have to pass a written test. Mr. Greer stated that the purpose of the exam is to provide a baseline for education. Dental Assistants polish teeth in an orthodontic office to prepare them for bracketing. They do not require a written test but assistants in general offices do. The only difference between the two is billing. Dr. Foster stated he is in favor of the test and would advocate for assistants in orthodontic offices to also take the test. Dr. Hauer and Dr. Whiting both agree.

The Board took no action.

Agenda Item No. 3 - Executive Director's Report

- A. Summary of current events that affect the Arizona State Board of Dental Examiners.

Nothing was stated.

- B. Approval for the Executive Director to attend the State Bar Administrative Law Section seminar "Healthcare Professionals and Their Licensing Boards" on February 10, 2012.

Dir. Hugunin requested the Board consider approving attendance at a State Bar meeting titled "Representing Healthcare Professionals in Front of their Licensing Boards". This will be beneficial in terms of knowledge but also from a networking perspective.

Upon MOTION by Dr. Hauer, second by Ms. Buckles, the Board voted to APPROVE the attendance at the State Bar Seminar. MOTION PASSED UNANIMOUSLY.

- C. Robert H. Mercier, DDS (Case #201200002) – Review, discussion and possible action regarding issuance of interim order for psychological testing.

Dir. Hugunin stated that the Board has information regarding attempts to contact Dr. Mercier. Staff attempted to contact him last week as well and left another message. Given the information, the Board may wish to consider issuing an interim order for psychological testing recognizing however that he is not accepting certified mail.

Upon MOTION by Dr. Hauer, second by Dr. Foster, the Board voted to ISSUE an order for psychological testing from a Board approved psychologist. Mr. Greer OPPOSED. MOTION PASSED.

- D. Sarah G. Morones, RDH - Review, discussion and possible action regarding the voluntary interim suspension of Ms. Morones' dental hygiene license.

Dir. Hugunin stated that the Board has information leading to Ms. Morones' voluntary interim suspension and staff requested the Board consider accepting this.

Upon MOTION by Ms. Buckles, second by Dr. Gradke, the Board voted to ACCEPT Ms. Morones' voluntary interim suspension. MOTION PASSED UNANIMOUSLY.

- E. Review, discussion and possible action regarding Board's policy on reviewing disclosures on initial or renewal license applications.

Dir. Hugunin stated historically, when licensees disclose something related to moral turpitude, either during their initial application or renewal application, even if the event occurred prior to dental school, these have been brought to the Board for review. Staff has discussed this and is requesting the Board consider allowing the Executive Director to approve those disclosures which are misdemeanors. This would include shoplifting, burglary, and robbery. To date, a licensee has not been denied based on the disclosure of this type of information. All felony disclosures would continue to be presented to the Board for review. Staff asked the Board to consider allowing the Executive Director to approve the licenses of those who disclose a misdemeanor.

Mr. Greer agreed provided there was a timeline. Mr. Jackson asked if there was a difference between shoplifting, burglary or robbery. Ms. Williams stated it would have to

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involve moral turpitude. Dr. Foster prefers it the way it is currently. Dr. Waite stated the amount of time between the crime and the application makes a difference. Mr. Greer stated it depends on a case by case basis. Ms. Buckles agrees with Dr. Foster and added that if an applicant has to stand before the Board, "the significance of embarrassment is a learning experience."

The Board took no action.

F. Current Proposed Legislation – Review and discussion regarding current proposed legislation for the 2012 Session:

Dir. Hugunin stated this agenda item is for information only. Staff shared current proposed legislation on different bills that could impact the Dental Board:

- i. HB 2259 Dental Board; Omnibus – Amending sections 32-1207, 32-1233, 32-1234 and 32-1299.

The Board's omnibus bill passed the House 55-0.

- ii. SB 1004 Dental Hygienists; Local Anesthetics – Amending section 32-1281
- iii. HB 2070 License Eligibility; Authorized Presence – Amending section 41-1080
- iv. HB 2080 Health Professions; Sunrise Process – Amending sections 32-3101, 32-3102 and 32-3104
- v. HB 2244 Professions and Occupations; Board Members – Amending Title 32, Arizona Revised Statutes, by adding Chapter 45
- vi. SB 1189 Health Professionals; State Regulation; Exception – Amending Title 32, Chapter 32, Article 1 Arizona Revised Statutes, by adding Section 32-3215

G. Review and discussion regarding the Executive Director Complaint Terminations.

Dir. Hugunin stated the Board's additional material contains the number of Executive Director Terminations since the last Board meeting and four have exceeded the timeframe in which to appeal. Staff is seeing a decrease in the percentage of requests to appeal.

Agenda Item No. 5 – Personnel Issues

- A. VACANT

Agenda Item No. 7 – Request for Action on Licensure by Examination – Consent Agenda

- A. Sara M. Saba, RDH - Disclosure of shoplifting conviction

Ms. Saba was present and stated this conviction happened almost 10 years ago when she was a teenager and made a mistake.

Upon MOTION by Dr. Morrison, second by Ms. Buckles, the Board voted to GRANT licensure. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 8 – Request for Action on Licensure by Credential

- A. Dr. Perry Joel Damiani - Board approved exam, disclosure of multiple malpractice actions.

Dr. Damiani was present and stated he currently practices in Napa Valley, CA. His license demonstrates multiple malpractice lawsuits. This was done by a specific dentist who did not like him. The attorney he used was the defense attorney for Jeffrey Dahmer. He petitioned the Board for licensure.

Dr. Gradke asked what the 2008 case was about. Dr. Damiani explained that after the tenth day of treatment, the patient filed a lawsuit against him. The case was settled for \$9,999. Dr. Gradke asked if his license has been reprimanded in any other state and Dr. Damiani responded it has not.

Upon MOTION by Mr. Greer, second by Dr. Hauer, the Board voted to GRANT licensure. Dr. Gradke OPPOSED. MOTION PASSED.

- B. Dr. Shlaimon T. Sawa - Board approved exam (application was tabled from the October 9, 2009 Board meeting, pending resolution of complaint in California)

Dr. Sawa was present but declined to comment. Dr. Waite explained the repercussions to him if the Board denies or grants his license or if he withdraws his license.

Dr. Morrison stated that the case was resolved and 4 of the 5 allegations were upheld. He is concerned with the fraudulent billing and quality of care issues of the case. Dr. Gradke and Dr. Waite stated they have the same concerns. If the license is denied, he can not reapply for 5 year and is reportable to the National Practitioner Data Bank. Mr. Jackson asked if the doctor was to withdraw and reapply, would the outcome be any different. Dr. Waite stated that there could be different Board Members.

Upon MOTION by Dr. Hauer, second by Mr. Jackson, the Board voted to DENY the license on all previous convictions. MOTION WITHDRAWN.

Dr. Sawa requested to withdraw his application.

Upon MOTION by Mr. Greer, second by Ms. Buckles, the Board voted to ACCEPT his withdrawal. MOTION PASSED.

Agenda Item No. 9 – Request for Action on Licensure by Credential – Clinical Examination taken more than five years ago

- A. VACANT

Agenda Item No. 10 – Request for Action on Licensure by Credential – Clinical Examination taken less than five years ago

- A. Dr. Alaina Kathleen Pancio - 2010 CRDTS

No one was present to address the Board.

Upon MOTION by Dr. Morrison, second by Mr. Greer, the Board voted to GRANT licensure. MOTION PASSED UNANIMOUSLY.

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Agenda Item No. 11 – Request for Action on Application(s) for Renewal of License

A. VACANT

Agenda Item No. 12 - VACANT

Agenda Item No. 13 - VACANT

ACTION ON CASES

**Agenda Item No. 14A Case No. 201100200
 Dr. Ryan D. Cullinan**

Edwin Gaines, attorney for Dr. Cullinan, was present.

Mr. Gaines stated this case is pertaining to a third molar extraction. A letter was submitted from the general dentist who stated the patient complained of pain or discomfort in the molar area. The concern was whether it was necessary to extract those three molars. Dr. Morrison verified that the new information is not in the record but the symptoms were recorded.

Upon MOTION by Dr. Gradke, second by Mr. Greer, the Board voted to INVITE Dr. Cullinan for a Formal Interview based on the Consultant Report and REQUESTED staff to subpoena the original CD of the CT-Scan. Dr. Foster and Dr. Hauer OPPOSED. MOTION PASSED.

Agenda Item No. 15A VACANT

**Agenda Item No. 16A Case No. 201100174
 Dr. Jenny V. Wang**

Chris Smith, attorney for Dr. Wang was present and requested to speak only if necessary.

Dr. Gradke would like to see the Continuing Education changed to hands-on in a dental school setting or its equivalent. Mr. Smith agreed to the change.

Upon MOTION by Dr. Morrison, second by Dr. Gradke, the Board voted to VACATE the previous vote to send this case to a Formal Interview. MOTION PASSED UNANIMOUSLY.

Upon MOTION by Mr. Greer, second by Dr. Morrison, the Board voted to ACCEPT the proposed Consent Agreement as amended. MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA

The following items were pulled from the Consent Agenda either at the request of a Board Member or by the public. These items will be discussed individually:

Cases pulled from the Consent Agenda

Agenda Item No. 20C Case No. 201100185 Dr. Tonya L. Phillips

Agenda Item No. 20A Case No. 201100157 Dr. Nathan W. Smith

Cases ADJUDICATED:

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Nothing was pulled. Upon MOTION by Mr. Greer, second by Dr. Whiting, the Board voted to ACCEPT the Consent Agreements on the following cases on the Consent Agenda. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 17A	Case No. 201000306	Dr. Nicholas J. Meyer Consent Agreement
Agenda Item No. 17B	Case No. 201100160	Dr. Joseph T. Nielsen Consent Agreement
Agenda Item No. 17C	Case No. 201100165	Dr. Daniel M. Tee Consent Agreement
Agenda Item No. 17D	Case No. 201100186	Dr. Orville S. Diggs Consent Agreement
Agenda Item No. 17E	Case No. 201100209	Dr. Harry E. Collins Consent Agreement
Agenda Item No. 17F	Case No. 201100218	Dr. Gerald D Halbach Consent Agreement

Nothing was pulled. Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to ISSUE a Letter of Concern for the following case on the Consent Agenda. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 18A	Case No. 201100192	Dr. Clayton Wainwright Issuance of Letter of Concern stating Dr. Wainwright should ensure a denture patient's records contain radiographs necessary to visualize the supporting bone structure.
Agenda Item No. 18B	Case No. 201100236	Dr. Rodger S. Sears Issuance of Letter of Concern stating Dr. Sears needs to be aware of the statutes which govern the supervision of assistants, technicians and denturists.
Agenda Item No. 19A	VACANT	

Upon MOTION by Mr. Greer, second by Dr. Morrison, the Board voted to TERMINATE the following cases on the Consent Agenda. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 20B	Case No. 201100175	Dr. David Kloss Terminate – Per patient letter
Agenda Item No. 20D	Case No. 201100197	Dr. Kenneth E. Holland, Jr. Terminate – Per patient letter
Agenda Item No. 20E	Case No. 201100203	Dr. Robert C. Bingham Terminate – Per patient letter
Agenda Item No. 21	VACANT	
Agenda Item No. 22	Approval of Restricted Permit (Application/Renewal) – Consent Agenda	

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A. Dr. John Paul Mitchell

Nothing was pulled. Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to APPROVE the restricted permit. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 23 – Approval of Consultants and Examiners – Consent Agenda

A. VACANT

Agenda Item No. 24 – Approval of Minutes – Consent Agenda

Nothing was pulled. Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to APPROVE the following minutes. MOTION PASSED UNANIMOUSLY.

- A. December 9, 2011 - Board Meeting Minutes
- B. December 20, 2011 - Board Meeting Minutes
- C. December 20, 2011 - Executive Session Minutes

**Agenda Item No. 20A Case No. 201100157
 Dr. Nathan W. Smith**

Edwin Gaines, attorney for Dr. Smith, was present.

Mr. Gaines stated this case was concerning crowns which Dr. Smith placed on the patient. He refunded the money and the patient signed a letter indicating that she was happy and asked that the complaint be withdrawn.

Dr. Morrison stated he has issues with the quality of care with regard to the crown and bridge. He asked Mr. Gaines if his client would accept a Consent Agreement with non-disciplinary continuing education in the area of crown and bridge. Mr. Gaines stated he would have to discuss this with his client.

Upon MOTION by Dr. Morrison, second by Dr. Gradke, the Board voted to DIRECT staff to offer a Consent Agreement to include 6 hours of non-disciplinary continuing education in the area of crown and bridge with 6 months to complete. MOTION PASSED UNANIMOUSLY.

**Agenda Item No. 20C Case No. 201100185
 Dr. Tonya L. Phillips**

Edwin Gaines, attorney for Dr. Phillips, was present.

Dr. Morrison asked if his client would accept non-disciplinary continuing education. Mr. Gaines stated that may be harsh for one crown since all dentists have had at least one faulty crown in their history. The Board discussed teeth #13 and #15 which had recurrent decay and open margins.

Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to DIRECT staff to offer a Consent Agreement to include 6 hours non-disciplinary Continuing Education in the area of crown and bridge. MOTION PASSED UNANIMOUSLY.

**Agenda Item No. 25A Case No. 201100151-ED
 Dr. Carter A. Grampp**

Jeff Tonner, attorney for Dr. Grampp, was present but would comment only if necessary.

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Dr. Morrison stated that on page 17 of the records, the first root canal reached the apex. A tooth with occlusal forces could heal more slowly than other areas. The second root canal was also acceptable.

Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to APPROVE the Executive Director Termination. MOTION PASSED UNANIMOUSLY.

**Agenda Item No. 25B Case No. 201100159-ED
 Dr. Tatiana V. Trowbridge**

Susan McLellan, attorney for Dr. Trowbridge, was present.

Ms. McLellan stated she requested the Board approve the Executive Director termination. The patient stated there were problems with the crowns but subsequent dentists could not find the problem.

Upon MOTION by Dr. Gradke, second by Dr. Foster, the Board voted to APPROVE the Executive Director Termination. MOTION PASSED UNANIMOUSLY.

**Agenda Item No. 25C Case No. 201100176-ED
 Dr. Payman Tasvibi-Tanha**

No one was present to address the Board.

Upon MOTION by Dr. Morrison, second by Dr. Whiting, the Board voted to APPROVE the Executive Director Termination. MOTION PASSED UNANIMOUSLY.

**Agenda Item No. 25D Case No. 201100179-ED
 Dr. Tori Sandoval**

Susan McLellan, attorney for Dr. Sandoval, was present.

Ms. McLellan requested the Board approve the Executive Director termination. The patient got treatment and then went to a subsequent dentist who urged her to file a complaint. There have been other complaints from this dentist against Dr. Sandoval. She does not feel like this was done in good faith.

Dr. Gradke also has concerns about this other dentist. He stated there was an IV done on this patient but there was no evidence of anesthesia records.

Upon MOTION by Mr. Greer, second by Dr. Gradke, the Board voted to APPROVE the Executive Director Termination. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 26 – OTHER COMMITTEE REPORTS

- A. Dental Hygiene Committee – Laurie Buckles, RDH
 - i. Dental Hygiene Committee Report of meeting held January 13, 2012 to include requests for future agenda items.
 - ii. Review, discussion and possible action regarding the 2011 Dental Hygiene Continuing Education Audit responses. Upon recommendation from the Dental Hygiene Committee the Board may consider approval of the CE Audit responses from the following:
 - a. Maggie Dobai, RDH
 - b. Melissa H. Gardner, RDH

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- c. Cara Lynn Thomas, RDH
- d. Maretta G. Zuercher, RDH

Upon MOTION by Ms. Buckles, second by Dr. Gradke, the Board voted to approve the above Continuing Education Audit responses. MOTION PASSED UNANIMOUSLY.

- iii. Upon recommendation of the Dental Hygiene Committee, the Board may consider recognizing the Local Anesthesia and Nitrous Oxide coursework from Carrington College - Portland, OR.

Upon MOTION by Ms. Buckles, second by Mr. Greer, the Board voted to ACCEPT recognizing the Local Anesthesia and Nitrous Oxide coursework from Carrington College - Portland, OR. MOTION PASSED UNANIMOUSLY.

- iv. Upon recommendation of the Dental Hygiene Committee, the Board may consider denying recognition of the Local Anesthesia and Nitrous Oxide coursework from John A. Logan College - Course does not include nitrous oxide.

Upon MOTION by Ms. Buckles, second by Mr. Greer, the Board voted to DENY recognition of the Local Anesthesia and Nitrous Oxide coursework from John A. Logan College because course does not include nitrous oxide. MOTION PASSED UNANIMOUSLY.

B. Continuing Education Audit for Dentists Committee – Dr. Robert Foster

- i. Review, discussion and possible action regarding the 2011 Dental Continuing Education Audits. Upon recommendation of the Continuing Education Audit for Dentists Committee, the Board may consider approval of the following CE Audit responses from the following:

- a. Dr. Robert R. Barnes
- b. Dr. Robert B. Goldenberg
- c. Dr. Michael S. Grams
- d. Dr. Christopher E. Schomaker
- e. Dr. Martin H. Zais

Upon MOTION by Dr. Foster, second by Dr. Gradke, the Board voted to APPROVE the above Continuing Education Audit responses. MOTION PASSED UNANIMOUSLY.

Agenda Item No. 27 – Associations

VACANT

Agenda Item No. 28 – Future Agenda Items

Open an investigation against Dr. Uldrikson for inadequate anesthesia records.

Dental Hygiene Committee requests adding the definition of “Tele-dentistry” to the Dental Practice Act.

Review of Call to the Public.

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Agenda Item No. 29 – Next Meeting Dates

April 13, 2012

Agenda Item No. 4 - Assistant Attorney General's Report for Board Direction & Possible Action

Ms. Williams stated that nothing has happened with these cases except there have been two new appeals. When asked, Ms. Williams responded that these may take several months to complete.

- A. Administrative Appeals
 - i. Nishith S. Shah, D.M.D. v. ASBDE (Case 201100032) (Court Case LC2011-000735)
 - ii. Jack I Lipton, D.M.D. v. ASBDE (Case 201000254 & 201100259) (Court Case LC2011-000713)
 - iii. Rosalyn D. Keith, D.D.S. v. ASBDE (Case 270098) Appeal of superior court's decision affirming Board order.

Agenda Item No. 30 – Adjournment

Upon MOTION by Dr. Gradke, second by Dr. Morrison, the Board voted to ADJOURN the Board meeting. MOTION PASSED UNANIMOUSLY.

Dr. Waite adjourned the meeting at 10:00 AM.

Minutes APPROVED at the April 13, 2012 Board Meeting.

Elaine Hugunin, Executive Director